

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

**IN RE GOOGLE DIGITAL ADVERTISING
ANTITRUST LITIGATION**

No. 21-MD-3010 (PKC)

This Document Relates To:

**SUNNY SINGH, individually and on behalf of
all others similarly situated**

Plaintiff,

- against -

**GOOGLE LLC, ALPHABET INC. and
META PLATFORMS, INC.**

Defendants.

No. 1:23-cv-03651 (PKC)

**DEFENDANTS GOOGLE LLC AND ALPHABET INC.'S NOTICE OF MOTION TO
DISMISS THE *SINGH* COMPLAINT**

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Alphabet Inc.*

PLEASE TAKE NOTICE that, upon the accompanying Memorandum of Law in Support of Defendants Google LLC and Alphabet Inc.'s Motion to Dismiss the federal antitrust claims (Counts I through III and V) in the Singh Putative Class Action Complaint, No. 1:23-cv-03651 (PKC), ECF No. 1 ("Complaint"), and the Declaration of Courtney Shadd dated August 31, 2023 ("Second Shadd Declaration") and its accompanying exhibit, which are being submitted contemporaneously with this Notice of Motion, Defendants Google LLC and Alphabet Inc. (collectively "Google") will move this Court, before the Honorable P. Kevin Castel, United States District Judge for the Southern District of New York, located at 500 Pearl Street, New York, NY 10007, at a date and time to be set by the Court, for an Order dismissing with prejudice the federal antitrust claims (Counts I through III and V) in the Complaint in their entirety. *See* Fed. R. Civ. P. 12(b)(6); *Ashcroft v. Iqbal*, 556 U.S. 662 (2009); *Bell Atl. Corp. v. Twombly*, 550 U.S. 544 (2007). Google also moves to dismiss all claims by Plaintiff Singh on the ground that he is bound by a valid and enforceable arbitration agreement with Google. *See* Fed. R. Civ. P. 12(b)(3) and 12(b)(6). In the alternative, Google moves for an order compelling Plaintiff Singh to arbitrate his claims as he agreed to do.

Dated: September 8, 2022

Respectfully Submitted,

/s/ Justina Sessions
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